

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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STEVEN E. FORTNEY

Plaintiff,

v.

ORDER

09-cv-192-slc

C.O. II HOFFMAN; C.O. II ZAGER;  
SEG. CAPT. SCHULTZ; WILLIAM POLLARD,  
G.B.C.I Warden; MICHAEL BAENEN, G.B.C.I.  
Deputy Warden; UNKNOWN SECURITY  
DIRECTOR on 1/4/09; UNKNOWN MEMBERS  
OF TWO EXTRACTION TEAMS; UNKNOWN  
NURSE on 2/11/09 in H.S.U.; G.B.C.I., as  
employer of defendants;

Defendants.

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Plaintiff Steven Fortney, a prisoner at the Green Bay Correctional Institution in Green Bay, Wisconsin, has submitted a proposed complaint. He has paid the \$350 filing fee. Nevertheless, because he is a prisoner, he is subject to the 1996 Prison Litigation Reform Act. Under the act, plaintiff cannot proceed with this action unless the court grants him permission to proceed after screening his complaint pursuant to 28 U.S.C. § 1915A.

Accordingly, IT IS ORDERED that plaintiff's complaint is taken under advisement. As soon as the court's calendar permits, plaintiff's complaint will be screened pursuant to 28 U.S.C. § 1915A to determine whether the case must be dismissed either because the complaint is frivolous or malicious, fails to state a claim on which relief may be granted or seeks monetary relief against a defendant who is immune from such relief. Plaintiff will be notified promptly when such a decision has been made. In the meantime, if plaintiff needs to communicate with

the court about his case, he should be sure to write the case number shown above on his communication.

Entered this 3<sup>rd</sup> day of April, 2009.

BY THE COURT:

/s/

STEPHEN L. CROCKER  
Magistrate Judge